PATENT

Attorney Docket No. IBM/02B Confirmation No. 9272

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Joseph Phillip Bigus et al.

Art Unit:

3621

Serial No.:

09/431,833

Examiner:

Firmin Backer

Filed:

November 2, 1999

Atty. Docket No.: RO996-054L

For:

INTELLIGENT AGENT WITH NEGOTIATION CAPABILITY AND METHOD OF

NEGOTIATION THEREWITH

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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SEP 2 2 2005

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Applicants hereby appeal to the Board of Appeals from the decision of the Primary Examiner mailed June 22, 2005 finally rejecting claims 54-63 and 104-116.

The item(s) checked below are appropriate:

	its hereby petition for in the amount of \$	or a month extension of time to reply to the final rejection is attached.
2. X Appeal I	Fee: <u>XXX</u>	Other than a small entity Fee: \$500.00 Small Entity Status previously Fee: \$ Requested and is still proper
		Small Entity Status Requested Fee: \$
3. X Payment	XXX	Check attached for the sum of \$\frac{\\$}{200.00}\$ and any deficiency or credit any overpayment to Deposit Account No. 23-3000.
09/23/2005 SDENBOB1 00000078 2	33000 09431833	Respectfully submitted,
01 FC:1401 500.00 DA Wood, Herron & 2700 Carew Tow 441 Vine Street Cincinnati, Ohio Telephone: (513)	ver 45202	By: Scott A. Stinebruner Reg. No. 38,323 Date: ZZ SEP 2005

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence and the enclosures noted herein (8 total pages, including cover sheet) are being transmitted via facsimile transmission to Examiner Firmin Backer, Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 at 571-273-8300 on September 22, 2005.

Judith L. Volk

Facsimile: (513) 241-6234

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